IN THE HIGH COURT OF JUDICATURE AT BILASPUR(CHHATTISGARH)

WRIT PETITION NO. 23 OF 2003

PETITIONER : Mukesh Khatik,aged about 30 years, son of late Ramabahadur Khatik, B.T.I. Road, Mahasamund,(C.G.)

Attorny for

Chunnilal Sahu,aged 31 years, son of Sukhram Sahu, resident of Village Mongra Palli Tehsil and District Mahasamund,(C.G.)

V E R S U S

RESPONDENTS : 1. State of Chhattisgarh, through Secretary,Public Works Department/ Mantralaya, D.K.S.Bhawan,Raipur, (C.G.)

: 2. Executive Engineer,P.W.D. (B.& R) Division No.3, Civil Lines, Raipur,(C.G.)

WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA.

1. Particulars of the Petitioner :

As per cause title.

2. Particulars of the Respondents :

As per cause title.

P.R. No. 30/12/02 ... Received by Shri S. Pandya ... Dated ... 30/12/02 ...

Particulars of the order against which the Petition is made :

Order No. 34/82/Rent dated 9.12.2002, of the Respondent no.2, under which two more Toll Tax Nakas have been established on the same road on which the petitioner is working. This order is appended as Annexure P-1.

....2....

As per
Court order
date - 18/2/03

19/2/03.

Chunnilal Sahu, aged about 31 years,
son of Sukhram Sahu, resident of village
Mongra Palli, Tehsil and Distt. Mahasamund
Through Mukesh Khatik.*

(64)

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक WP 23/2003 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	16.01.2004	

Shri Prashant Mishra, counsel for the petitioner.

Shri Rajesh Pandey, Govt. Adv. for the State.

Heard.

Return has been filed on behalf of the State.

Learned State counsel submits that the in view of the Clause No.25 of the auction conditions (Annexure R-2) the petitioner should have approached the Superintendent Engineer, Public Works Department, Raipur Division for redressal of his grievance.

In view of the above, learned counsel for the petitioner wants to withdraw this writ petition with liberty to submit dispute before the Superintendent Engineer, Public Works Department, Raipur Division.

Having considered the facts and circumstances of the case and without expressing any opinion on the merits of the case, in the opinion of the Court ends of justice will be served if the petitioner is permitted to submit the dispute before the concerned Superintendent Engineer and if such a dispute is raised the concerned Superintendent Engineer shall decide the same on its

[पीछे देखिये

(65)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक ..... सन् 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित —2—	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	own merits in accordance with law after hearing the petitioner. If the grievance of the petitioner still remains he may avail remedy as per law. With the direction aforesaid, this petition stands disposed of. Consequently, M.W.P. Nos. 34/2003 & 998/2003 and I.A. Nos. 1808/03, 2579/2003, 3095/2003 also stand disposed of. Certified copy as per Rules. Sd/- Fakhruddin Judge	

Roshan

[पीछे देखिये